

THE DELACO COMPANY, INC.,

Plaintiff,

v.

CENTURY INDEMNITY COMPANY, et al.

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION : MIDDLESEX COUNTY
DOCKET NO. MID-L-8852-03 (MT)

CIVIL ACTION

Case Code Number: 267

CASE MANAGEMENT ORDER NO. 5

THIS MATTER having been opened by the Court on January 26, 2005 at which time the parties appeared before the Court for a Case Management Conference; the Court having been apprised by the parties of the status of this matter, including their ongoing attempts to amicably resolve certain disputes regarding responses to written discovery requests previously exchanged; and for other good cause shown;

IT IS on this 2nd day of MARCH, 2005 hereby **ORDERED** that:

1. Mr. Jonathan S. Reed, Esq. shall forthwith serve as defendants' liaison counsel. Mr. Serlin is relieved of that duty.
2. On or before Friday, February 4, 2005, Plaintiff The Delaco Company shall provide to each remaining, non-settled insurer defendant a list identifying every known personal injury claimant for which Delaco may seek coverage and which claimant alleges dates of injury within each remaining, non-settled defendants' policy periods.
3. On or before Monday, February 28, 2005, each remaining, non-settled insurer defendant must identify in a supplemental written discovery response the known facts supporting each of the "narrowed" affirmative defenses previously reported to the Court.

4. Pending further case management, trial has been scheduled in this matter for June 1, 2005.
5. A further case management conference is scheduled for Tuesday, March 8, 2005 at 9:30 a.m., at which time the parties shall be prepared to discuss this case, including the following:
 - a. Whether any issues pertaining to written discovery remain outstanding;
 - b. A schedule for filing any proposed discovery motions;
 - c. A schedule for completing fact depositions, exchanging expert discovery, taking expert depositions and filing dispositive motions; and
 - d. What, if any, further settlements have been reached in the case and/or finalized by the parties.



HON. BRYAN D. GARRUTO, J.S.C.

NWK2: 1272600.02

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February 24, 2005

VIA VERILAW, ELECTRONIC MAIL AND REGULAR MAIL

Re: The Delaco Company, Inc. v. Century Indemnity Company, et al.
Docket No. MID-L-8852-03 (MT)
Case Code Number: 267

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2005

Honorable Bryan Garruto, J.S.C.
Superior Court of New Jersey, Law Division
Middlesex County Courthouse
1 JFK Square, Chamber 401
P.O. Box 964
New Brunswick, NJ 08903-0964

Dear Judge Garruto:

We represent plaintiff The Delaco Company ("Delaco"). Pursuant to the Court's instructions, and after consultation with liaison counsel for the insurer defendants, we re-submit former Case Management Order No. 6, now titled Case Management Order No. 5.

Respectfully submitted,

Nicole Corona
Nicole Corona

cc: All Counsel of Record (w/ encl.) (via Verilaw)
NWK2: 1278656.01